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[Additional counsel appear on signature page]

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

**IN RE GOOGLE PLAY STORE
ANTITRUST LITIGATION**

THIS DOCUMENT RELATES TO:

Epic Games, Inc. v. Google LLC et al.,
Case No. 3:20-cv-05671-JD

Case No. 3:21-md-02981-JD

**DECLARATION OF MICHAEL J. ZAKEN
IN SUPPORT OF PARTIES' JOINT
ADMINISTRATIVE MOTION TO
CONSIDER WHETHER ANOTHER
PARTY'S MATERIAL SHOULD BE
SEALED PURSUANT TO CIVIL LOCAL
RULE 79-5**

Judge: Hon. James Donato
Trial Date: November 6, 2023
Time: 9:00 am
Place: Courtroom 11, 19th Floor

I, Michael J. Zaken, declare as follows:

1. I am a Partner at Cravath, Swaine & Moore LLP, counsel to Epic Games, Inc. in the above-captioned actions. I am admitted to appear before this Court pro hac vice.

2. I have personal, first-hand knowledge of the facts set forth in this Declaration. If called as a witness, I could and would competently testify to these facts under oath.

3. Portions of the Parties' exhibits admitted during trial and filed in compliance with Local Rule 5-1(g)(1)(A) contain certain Third Parties' confidential information. The following table shows the portions of those Exhibits that contain Third Parties' confidential information.

Party	Exhibit No.	Pages
Amazon	1362	-001 (all text below the gray row except for cell B4) -002 (all text in the chart except for cell C14) -003 (all text in the chart except for cell D21)
	1363	-Summary_1 (entire tab) -Summary_2 (entire tab) -Summary_3 (entire tab)
	1366	-002 (all text except for Q&A 3) -003-15 (entire pages) -017-18 (entire pages)
	11406	-003-07 (entire pages)
Apple	1492	-002 (under "(a) Safari (Web Browser Software), in second paragraph from "Web Browser Software" to end of sentence) -002 (definition of term following "Default") -008 (information in the paragraph continued from previous (not excerpted) page) -008 (information in the paragraph following "Annual CEO-Check-In") -008 (information under "6. Limitation of Liability");)
	1493	-005 (information in row 1 of the Relationship Map related to "Ads (GCAS)") -005 (information in row 2 of the Relationship Map related to "Ads (GMP)") -005 (information in row 5 of the Relationship Map related to "Corp Eng") -005 (information in row 6 of the Relationship Map related to "Cloud")
Nintendo	1524	-007 (graphic on the bottom right) -016 (entire first row of the table on the left) -027 (entire eleventh row) -028 (entire third bullet under "Cloud Deals") -030 (right two cells of the tenth row)

Party	Exhibit No.	Pages
		-035 (entire fifth line of speaker notes) -037 (entire third bullet; entire third sub bullet) -038 (second through eighth words and tenth through twelfth words of third bullet on the leftmost column) -041 (entire sixth row)
	384	-011 (entire fourth bullet of speaker notes) -014 (entire eleventh row of table) -015 (entire eleventh row of table) -019 (first, third and sixth columns of the fourth row of table) -025 (first word in footnote 1 and fourth word in footnote 1 through the end of footnote 1) -042 (entire fifth bullet of speaker notes) -043 (entire third bullet) -044 (entire fourth row of chart) -052 (in the last two lines in the bottom left box: the first through third words, and the sixth word through the end) -058 (first and last columns of the fourth row of table)
Riot	11221	-Entire exhibit
	11222	-Entire exhibit
	11226	-Entire exhibit
	11227	-Entire exhibit
	11229	-Entire exhibit
Sony	7089	-Entire ninth row
	7090	-Entire eleventh row
TikTok Inc.	2698	-052 (entire page)
Warner Bros. Discovery, Inc.	1704	-014 (entire fifth bullet point that references HBO under the column “[Status] Asks”) -016 (entire fifth bullet point that references HBO under the column “[Status] Asks”) -019 (entire bullet point that references HBO Now Subscribers)
	2698	-052 (entire subheading that references WarnerMedia and the green bar in the graph that references WarnerMedia revenue)
	5674	-016 (entire blue bar in the graph that references HBO Now average subscription information)

1 Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and
2 correct and that I executed this declaration on December 21, 2023 in New York, NY.

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4 /s/ Michael J. Zaken
5 Michael J. Zaken
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E-FILING ATTESTATION

I, Gary A. Bornstein, am the ECF User whose ID and password are being used to file this document. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that each of the signatories identified above has concurred in this filing.

/s/ Gary A. Bornstein
Gary A. Bornstein